



UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

----- X
FRANCESCO PORTELOS

Plaintiff,

VERDICT SHEET

-against-

12-CV-3141 (LDH) (VMS)

LINDA HILL, PRINCIPAL OF I.S. 49, IN HER
OFFICIAL AND INDIVIDUAL CAPACITY AND
ERMINIA CLAUDIO, DISTRICT SUPERINTENDENT
IN HER OFFICIAL AND INDIVIDUAL CAPACITY,

Defendants.
----- X

According to the principles of law as charged by the Court and the facts as you find them,
please answer the following questions. Your answer to each question must be unanimous.

1. Did Plaintiff Francesco Portelos prove by a preponderance of the evidence that his protected
speech was a substantial or motivating factor in a Defendant's decision to take one or more
adverse employment actions against him?

a. Linda Hill

Yes _____ No ✓

b. Erminia Claudio

Yes _____ No ✓

If you answered "no" as to all Defendants please stop here.

If you answered "yes" to any Defendant please proceed to Question 2.

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2. Did Plaintiff Francesco Portelos prove by a preponderance of the evidence that he is entitled to recover compensatory damages from any of the Defendants?

Yes _____ No _____

If you answered “yes” please proceed to Question 3.

If you answered “no” please proceed to Question 4.

3. What amount of compensatory damages is Plaintiff entitled to from any, or all of the Defendants, on his First Amendment retaliation claim?

\$ _____

Please proceed to Question 5.

4. What amount of nominal damages, if any, but not to exceed \$1.00, do you award Plaintiff Francesco Portelos on his First Amendment retaliation claim?

\$ _____

Please proceed to Question 5.

5. Has Plaintiff Francesco Portelos proven by a preponderance of the evidence that either Defendant Linda Hill or Defendant Erminia Claudio’s conduct was malicious or wanton?

If you answered “yes” please proceed to Question 6.

If you answered “no” you have completed your deliberations.

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6. What amount of punitive damages, if any, do you award Plaintiff Francesco Portelos on his First Amendment retaliation claim?

a. Linda Hill \$ _____

b. Erminia Claudio \$ _____

You have completed your deliberations. The foreperson is to sign and date this verdict sheet, and advise the Court by note that you are ready to return to the Courtroom to announce your verdict.


FOREPERSON

Dated: Brooklyn, New York
August 23, 2016